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6 *Counsel for Plaintiff 50th State Distributors, Inc.
and the Proposed Class*

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9

10 50TH STATE DISTRIBUTORS, INC., on)
behalf of itself and all others similarly)
11 situated,)

12 Plaintiff,

13 vs.

14 MATSON NAVIGATION COMPANY,)
INC.; ALEXANDER & BALDWIN, INC.;)
15 HORIZON LINES, LLC; and HORIZON)
LINES, INC.,)
16

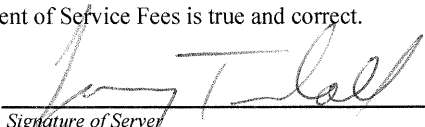
Defendants.
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Case No. 08-2603-VRW

PROOF OF SERVICE

PEARSON, SIMON, SOTER, WARSHAW & PENNY, LLP
44 MONTGOMERY STREET, SUITE 1430
SAN FRANCISCO, CALIFORNIA 94104

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE 5/28/2008	
NAME OF SERVER (<i>PRINT</i>) Larry Tisdall	TITLE Registered Process Server	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: Matson Navigation Company, Inc., 555 12th Street, Ste. 700, Oakland, CA 94607 </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input checked="" type="checkbox"/> Other (specify): Documents served on Barbara Bodager, attorney, authorized to accept on behalf of Matson Navigation Company, Inc., at 3:45 PM </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES \$74.20	TOTAL \$74.20
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 30%;"> Executed on <u>5/29/2008</u> <small>Date</small> </div> <div style="width: 60%; text-align: center;">  <small>Signature of Server</small> </div> </div> <div style="text-align: center; margin-top: 20px;"> <u>75 Columbia Square, San Francisco, CA 94103</u> <small>Address of Server</small> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.